

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

RANDOLPH LEIDL, an individual; on behalf
of himself and all others similarly situated,

Plaintiffs,

vs.

WINGSPAN PORTFOLIO ADVISORS, LLC,
a Delaware Limited Liability Company; and
JOHN AND JANE DOES NUMBERS 1
THROUGH 25,

Defendants.

CASE NO.: 2:10-cv-03597-ADS-ARL

NOTICE OF VOLUNTARY DISMISSAL

IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.



OCT 11 2010



LONG ISLAND OFFICE

TO THE HONORABLE UNITED STATES DISTRICT COURT:

Please take notice that, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Plaintiff, RANDOLPH LEIDL, dismisses this action with prejudice as to himself, and without prejudice as to the putative class, without further costs, disbursements, attorney's fees, or expenses to or against any party.

DATED: Fresh Meadows, New York
October 4, 2010

s/ William F. Horn

WILLIAM F. HORN, ESQ. (WH-1070)

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Attorney for Plaintiff, Randolph Leidl

IT IS SO ORDERED: *Case Closed.*

[Signature]
HONORABLE ARTHUR D. SPATT
Senior Judge, United States District Court

10/5/10